

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES – Commercial Taxes Department – Sri Boddu Balavardhi Raju, Senior Assistant (Retd.), Office of the Deputy Commissioner (CT), Eluru Division – Departmental action initiated for violation of the Conduct Rules – Enquiry Officer appointed – Enquiry Report Submitted – Show Cause Notice Issued – Explanation submitted – Punishment imposed under A.P. Revised Pension Rules, 1980 – Orders – Issued.

REVENUE (VIG.) DEPARTMENT

G.O. (Rt.) No. 2053
Dt.07.11.2008.

Read the following:-

1. DC (CT), Eluru Ref. No.A1-2206/97, dt.06.01.1998.
2. Report of the Enquiry Officer, AC (CT) (Int.), Eluru, dt.05.08.1999.
3. Show Cause Notice issued by the DC (CT), Kakinada, Rf. No.E1/3126/97, dt.02.09.2002.
4. Orders of the Hon'ble APAT, Hyderabad in O.A. No.1891/03 filed by Sri B. Balavardhi Raju, Senior Assistant, dt.28.03.2003.
5. From the CCT's Ref. No.E2/1264/94, dt.04.11.2003.
6. Judgment of Spl. Judge for SPE & ACB Cases, Vijayawada in CC No.8/1997, dt.06.01.2006.
7. Govt. Memo No.27795/Vig.I(2)/95-22, dt.21.02.2006.
8. Explanation of Sri B. Balavardhi Raju, Sr. Asst., (Retd.), dt.08.12.2006.
9. Govt. Memo No.27795/Vig.I(2)/95-33, dt.13.06.2008.
10. Secretary, APPSC Lr. No.896/RT-I/2/2008, dt.25.08.2008.

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ORDER:

In the reference first read above, Enquiry Officer was appointed to conduct detailed enquiry into the charges framed against Sri Boddu Balavardhi Raju, Senior Assistant (Retd.) for violation of Conduct Rules, 1964 and to submit detailed report.

2) And whereas in the reference second read above the Enquiry Officer after conducting detailed enquiry on the charges of violation of APCS (Conduct) Rules, 1964 against Sri Boddu Balavardhi Raju, formerly Senior Assistant, Office of the deputy Commissioner (CT), Eluru Division concluded that the charges framed against him are held proved, as he failed to obtain permission of the competent authority for acquiring and disposing of properties.

3) And whereas in the reference third read above, the Deputy Commissioner (CT), Eluru Division, proposing major penalty as the Accused Officer is clearly at fault and he is guilty of the offence and he has violated the APCS (Conduct) Rules, 1964.

4) Aggrieved by the Show-cause Notice issued in the reference third read above, Sri Boddu Balavardhi Raju, has filed O.A. No.1891/03 before the Andhra Pradesh Administrative Tribunal, Hyderabad and in the reference fourth read above the Hon'ble Tribunal has passed the following orders:-

“to with hold the passing of the final orders in the enquiry proceedings against the applicant, till the judgement in the criminal case filed against the applicant is pronounced. As and when the judgment in the said criminal case is pronounced, the disciplinary authority could pass appropriate orders.”

5) And whereas in the reference sixth read above, the Special Judge for SPE & ACB Cases, Vijayawada has pronounced judgment dated 06.01.2006, acquitting Sri Boddu Balavardhi Raju, formerly senior Assistant in the disproportionate of assets case in CC No.8/1997.

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6) Government after careful examination of the matter in detail, decided to continue the disciplinary proceedings against Sri Boddu Valaardhi Raju, formerly, Senior Assistant, Office of the Deputy Commissioner (CT), Eluru Division for violation of APCS (Conduct) Rules, 1964 under Andhra Pradesh Revised Pension Rules, 1980 since he was retired from service on attaining the age of superannuation on 31.5.2005 and also provisionally decided to impose a punishment of 15% cut in pension for a period of two years against him and issued a show cause notice in the reference seventh read above to submit his explanation if any.

7) In the reference eighth read above, Sri Boddu Balavardhi Raju, Senior Assistant (Retd.) has submitted his explanation denying the charges and requested the Government to exonerate from the charges and drop the proposed punishment against him.

8) And whereas in the reference tenth read above the A.P. Public Service Commission has advised the Government to impose a punishment of 15% cut in pension permanently instead of two years on Sri Boddu Balavardhi Raju, Senior Assistant (Retd.), since the allegations proved are grave.

9) Government after careful examination in detail, hereby decided to impose a punishment of 15% cut in pension permanently on Sri B. Balavardhi Raju, Senior Assistant (Retd.).

10) The Commissioner of Commercial Taxes shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. SUDHIR
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri Boddu Balavardhi Raju, Senior Assistant (Retd.)

Through the Commissioner of Commercial Taxes, A.P. Hyderabad.

The Commissioner of Commercial Taxes, A.P., Hyderabad (with a request

To serve the copy to the individual and send the served copy to Government for record).

Copy to:-

The Director General, Anti Corruption Bureau, Hyderabad.

The Secretary, A.P. Vigilance Commission, Hyderabad.

The Secretary, A.P. Public Service Commission, Hyderabad.

File/SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER